



State of Utah  
DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

Michael O. Leavitt  
Governor

Kathleen Clarke  
Executive Director

Lowell P. Braxton  
Division Director

1594 West North Temple, Suite 1210  
PO Box 145801  
Salt Lake City, Utah 84114-5801  
801-538-5340  
801-359-3940 (Fax)  
801-538-7223 (TDD)

April 2, 2002

Preston L. Hafen  
Color Country Rock LLC  
115 South Main  
Veyo, Utah 84782

Re: Acceptance of Notice of Intention to Commence Small Mining Operations, Windy #3 Project, S/053/071, Washington County, Utah

Dear Mr. Hafen:

Thank you for the additional information pertaining to your Notice of Intention to Commence Small Mining Operations, received by the Division on April 1, 2002. The proposed Windy #3 Project is located in the E $\frac{1}{2}$ , W $\frac{1}{2}$ , SW $\frac{1}{4}$  of Section 13, T41S R18W, SLBM, Washington County, Utah. The application is now considered complete and no additional information is required by the Division at this time. **You may commence with your mining operations as outlined, provided you have satisfied and received written acceptance from the Bureau of Land Management requirements.**

In accordance with rule R647-3-105 regarding the project location, the areas to be disturbed should be plotted on a map in sufficient detail so that they can be located on the ground. **It is also required that the operator mark the proposed (5 acre or less) disturbed area boundary (including access/haul roads) in the field with metal T-Posts (or with some other marker of equal effectiveness). Markers must be appropriately spaced so that the next marker in either direction is clearly visible with the naked eye.**

The Utah Mined Land Reclamation Act of 1975 [40-8-7(1)] provides the authority for fee implementation which was approved by the Utah Legislature at its 1998 session. Commencing July 1, 1998, the fees are assessed to new and existing notices of intention, and annually thereafter. Small Mining Notices require a \$100.00 annual fee.

For your reference, I have enclosed copies of our summarized rules regarding "Operation and Reclamation Practices," and the statutory penalty for failure to reclaim a minesite (SMO-1). Please give special consideration to item #10 of the "Operation and Reclamation Practices. Stockpiling topsoil material prior to beginning your mining operation will help ensure successful revegetation efforts upon final reclamation of the minesite. If the area being mined is a solid rock outcrop, or if the land surface is very rocky, then soil stockpiling is probably not possible. However, even the first few inches of undeveloped material is worth saving to aid in later revegetation efforts, and future regulatory release from reclamation requirements.



Page 2  
Preston Hafen  
S/053/071  
April 2, 2002

Should you wish to expand your operation beyond the five (5) acre limitation, please notify this office as soon as possible to discuss the necessary permitting requirements. Approval of a large mining notice could take from six to twelve months or longer.

Thank you for your cooperation. When in the area, a member of the Division staff will examine the site. Best wishes with your mining operation.

Sincerely,

A handwritten signature in cursive script that reads "Doug Jensen".

Doug Jensen  
Senior Reclamation Specialist

jb  
Enclosure: SMO-1  
cc: Rick Rymerson, BLM, Dixie FO  
O:\M053-Washington\s0530071-windy\Final\complt-04022002.doc